



**US Army Corps
of Engineers**
Portland District

PUBLIC NOTICE

for PERMIT APPLICATION

Issue Date: September 2, 2008

Expiration Date: October 2, 2008

Corps of Engineers Action ID: NWP-2007-252

Oregon Department of State Lands Number: 38704

30 Day Notice

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached plan.

Comments: Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CENWP-OP-GP (Mr. Holm)
P.O. Box 2946
Portland, Oregon 97208-2946

Applicant: Lake Oswego Corporation, Attention: Mark Rosenkranz, P.O. Box 203,
Lake Oswego, OR 97034

Location: The proposed project is located within Oswego Lake in Sections 8, 9, 10 and 17,
Township 2 South, Range 1 East, Lake Oswego, Clackamas County, Oregon.

Project Description: The proposed maintenance dredging project is to dredge up to 413,500 cubic yards of sediments from Oswego Lake over the next ten years. Dredging is proposed in following 12 areas:

Name	Acres	Cubic Yards	Dredge Depth
Lost Dog Creek	4.2	27,100	4 feet
Oswego Canal	4.6	22,100	3 feet
Blue Heron Canal	6.1	39,400	4 feet
Springbrook Creek	2.0	16,100	5 feet
West Bay	8.9	42,900	3 feet
Kelok Bay	6.1	19,600	2 feet
Fernwood Creek	0.1	1,160	5 feet
Palisades Heights Creek	0.4	2,440	4 feet
Country Club Creek	0.3	1,090	2 feet
West End	30.7	198,000	4 feet
Blue Heron Canal Outlet	8.6	41,700	3 feet
Lakewood Bay	0.4	1,910	3 feet
TOTAL	72.4	~413,500	

The water level of the lake will be lowered through the dam to allow sediment removal in dry conditions and outside of the water column. The lake draw down would be scheduled approximately every two years. The lake draw down would occur during the fall and winter season to avoid the summer recreation season and bald eagle nesting season. Temporary access roads may be necessary.

Purpose: The proposed project will improve navigation, access, recreational uses, and water quality.

Drawing(s): 15 figures; labeled NWP-2007-252

Additional Information: Additional information may be obtained from Mr. James Holm, U.S. Army Corps of Engineers at (503) 808-4395 or james.a.holm@usace.army.mil.

Authority: This permit will be issued or denied under the following:

Section 10, Rivers and Harbors Act 1899 (33 U.S.C. 403), for work in or affecting navigable waters of the United States.

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

Water Quality Certification: A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

Section 404(b)(1) Evaluation: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

Public Hearing: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Endangered Species: Preliminary determinations indicate that the proposed activity will not affect endangered species or critical habitat. Consultation under Section 7 of the Endangered Species Act of 1973 (87 Stat. 844) is not required for the described activity.

Cultural Resources: An initial evaluation of the proposed project area indicates that the described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to affect an undisturbed historic property or any other type of cultural resource.

This notice has been provided to the State Historic Preservation Office, interested Native American Indian Tribes, and other interested parties. If you have information pertaining to

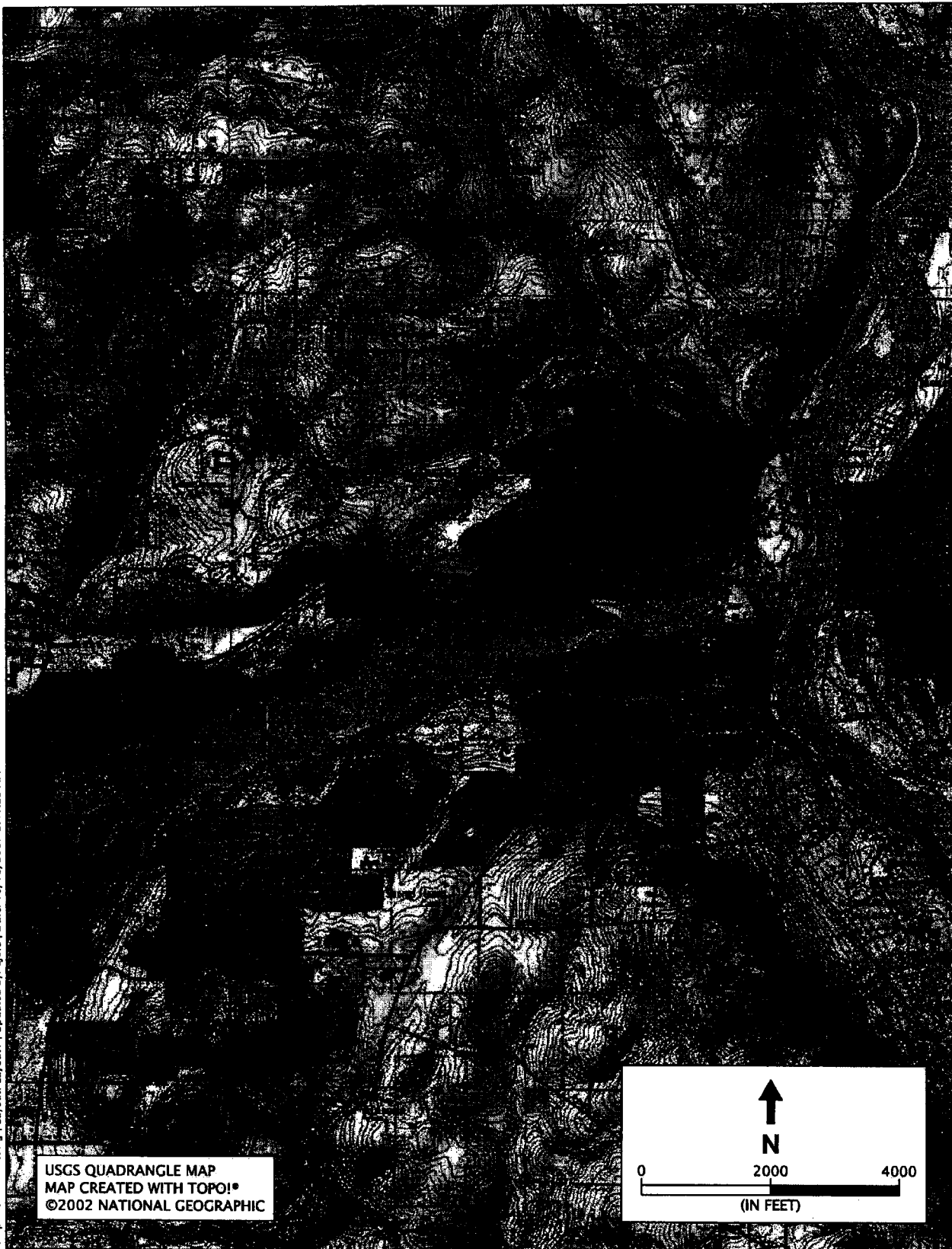
cultural resources within the permit area, please provide this information to the Corps project manager (identified on page 1 of this notice) to assist in a complete evaluation of potential affects.

Evaluation: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the described activity, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

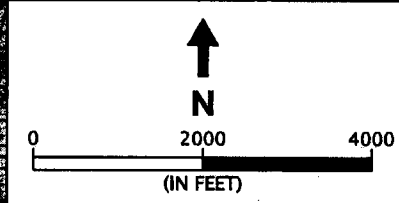
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Additional Requirements: State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met, where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority, previously indicated, may be accomplished. Other local governmental agencies may also have ordinances or requirements, which must be satisfied before the work is accomplished.

DWG Name: BENLOCORP-1-01-F1-VM.dwg | Layout: Layout1 | Updated By: cjole | Date: 10/16/2007 9:41:25 AM



USGS QUADRANGLE MAP
MAP CREATED WITH TOPO!®
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15575 SW Sequoia Pkwy
Suite 100
Portland OR 97224
Off 503.726.3141
Fax 503.726.3142

BENLOCORP-1-01

VICINITY MAP

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OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

FIGURE 1

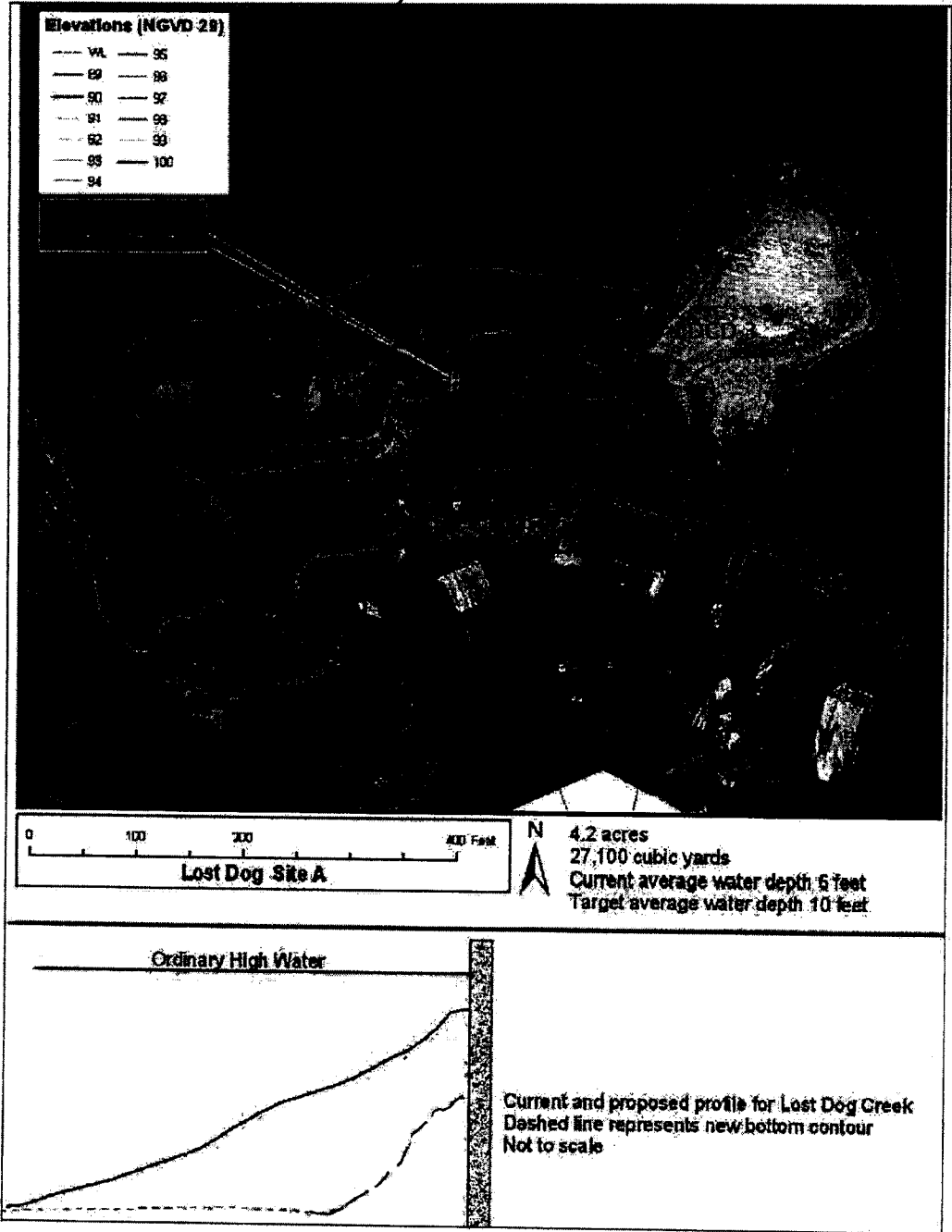
NWP-2007-252



SITE PLAN BASED ON FIGURE PROVIDED BY LAKE OSWEGO CORPORATION

NWP-2007-252

Lost Dog Creek Delta (A)



EXPLANATION:

LDGD-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED BY LAKE OSWEGO CORPORATION

BENTHIC LLC
 Marine Sampling Service
 15575 SW Sequoia Pkwy
 Suite 100
 Portland OR 97224
 Off 503.726.3141
 Fax 503.726.3142

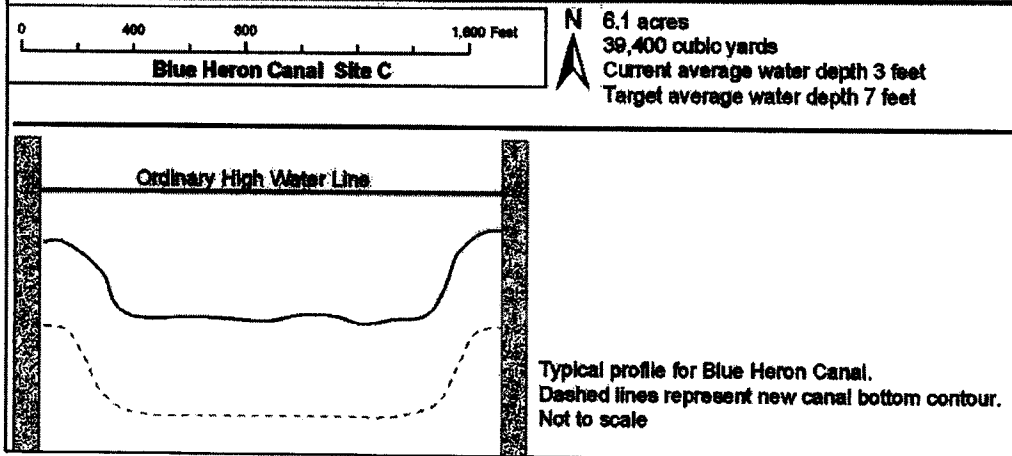
BENLOCORP-1-01
 OCTOBER 2007

LOST DOG CREEK DELTA
 OSWEGO LAKE DREDGE PROJECT
 LAKE OSWEGO, OR

FIGURE 3

DWG Name: BENLOCORP-1-01-F3-1-4-SP.dwg | Layout: FIGURE 3 | Updated By: cjp | Date: 10/16/2007 9:31:58 AM

NWP-2007-252

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BHC-1 • VIBRACORE SAMPLE LOCATION

BENTHIC LLC
Marine Sampling Service

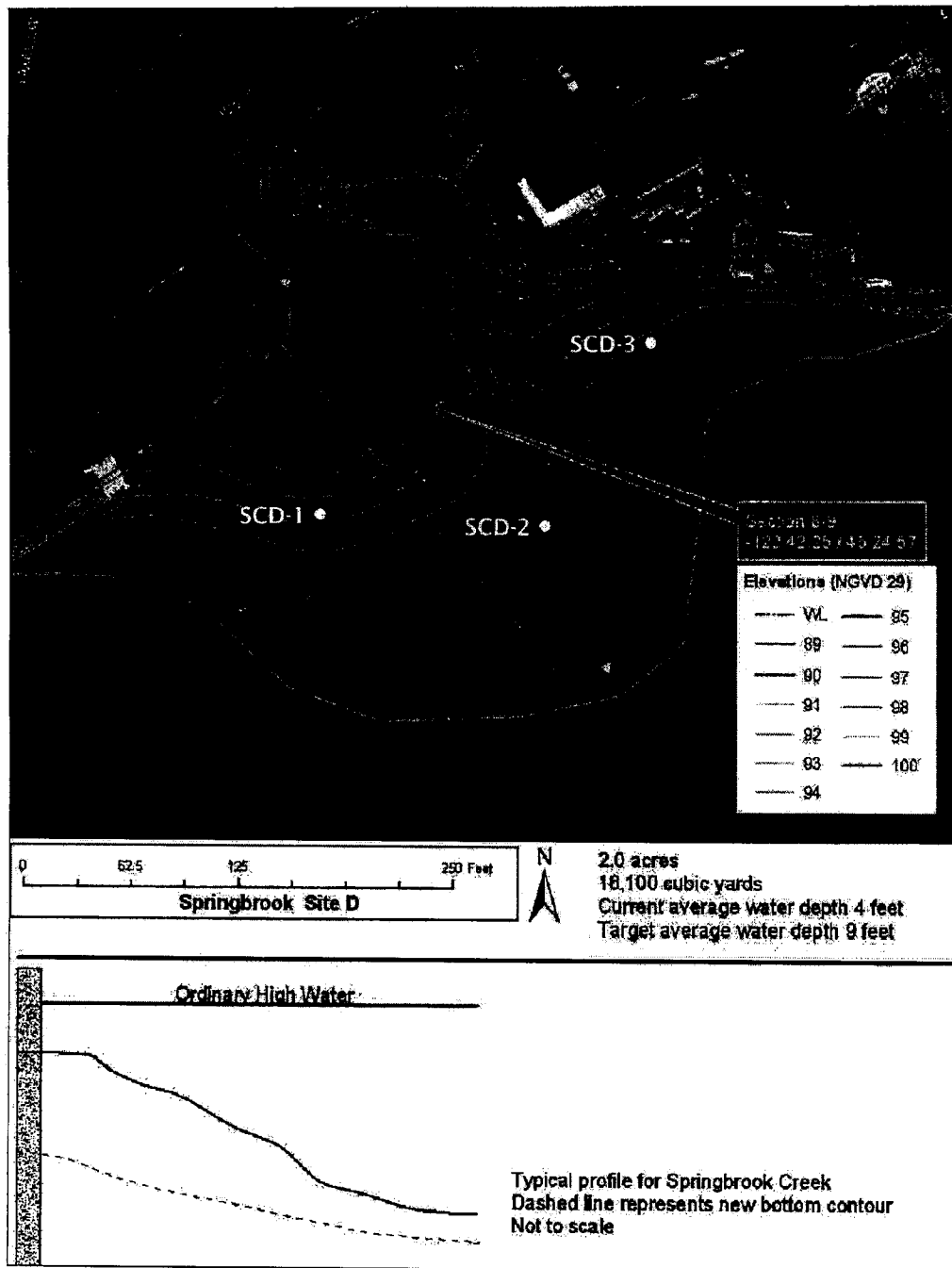
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**OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR**

FIGURE 5

NWP-2007-252

Springbrook Creek Delta (▷)



EXPLANATION:

SCD-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED
BY LAKE OSWEGO CORPORATION



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Suite 100
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SPRINGBROOK CREEK DELTA

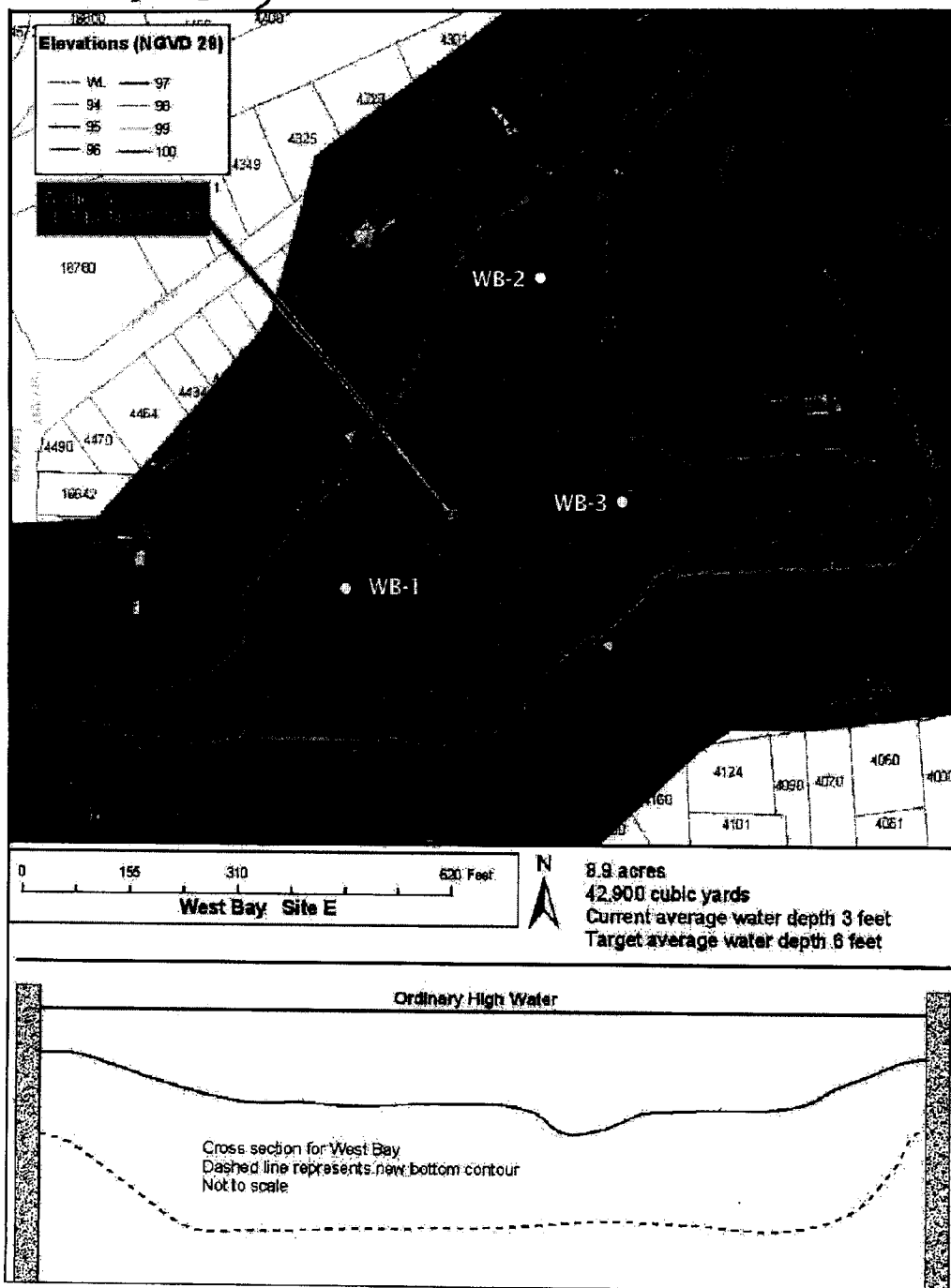
OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

FIGURE 6

DWG Name: BENLOCORP-1-01-F3-14-SP.dwg | Layout: FIGURE 6 | Updated By: djole | Date: 10/16/2007 9:32:25 AM

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West Bay (E)



EXPLANATION:

WB-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED
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WEST BAY

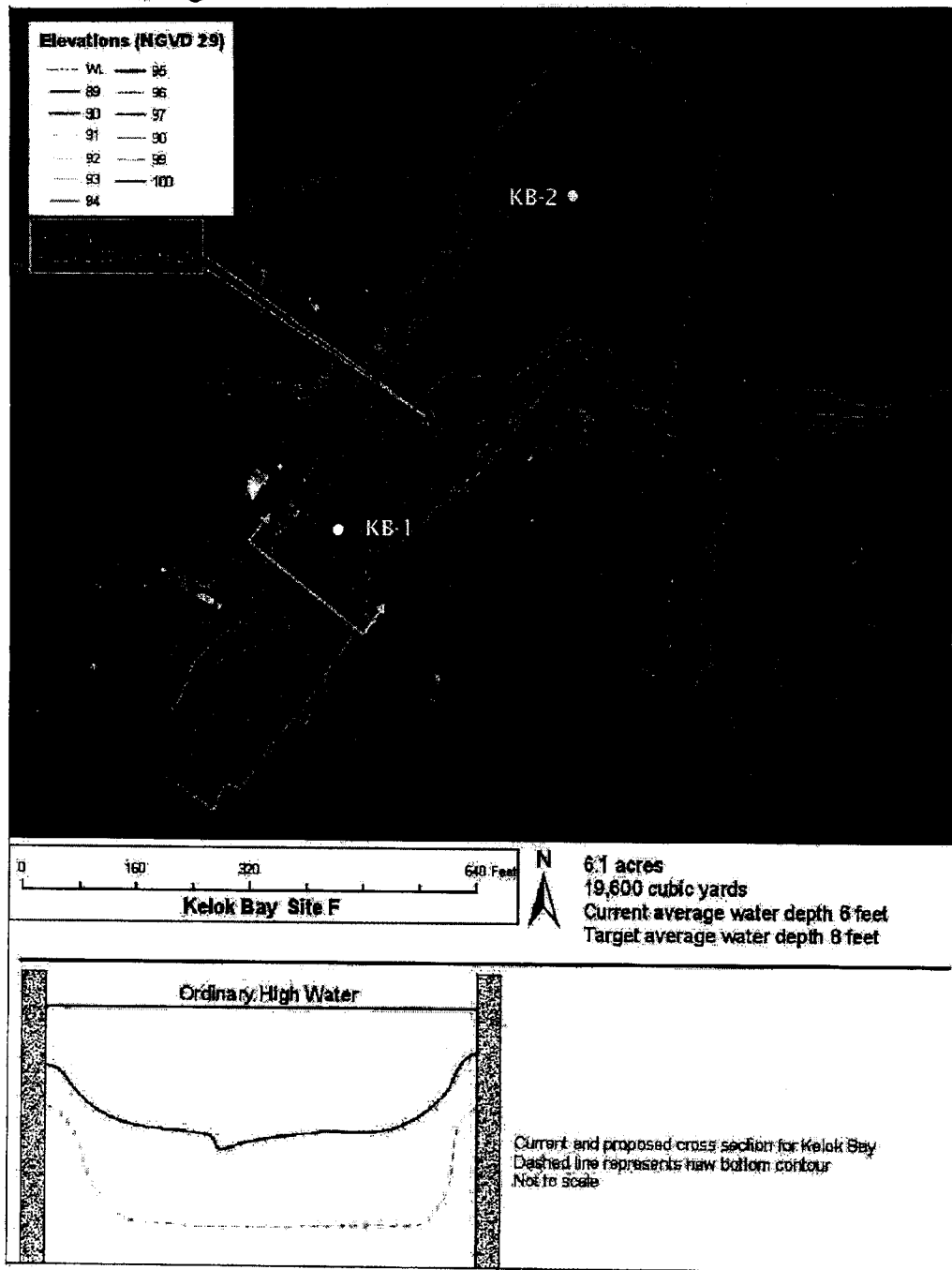
OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

FIGURE 7

DWG Name: BENLOCORP-1-01-E3-14-SP.dwg | Layout: FIGURE 7 | Updated By: cjp | Date: 10/16/2007 9:32:30 AM

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Kelok Bay (F)



EXPLANATION:

KB-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED
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KELOK BAY

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OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

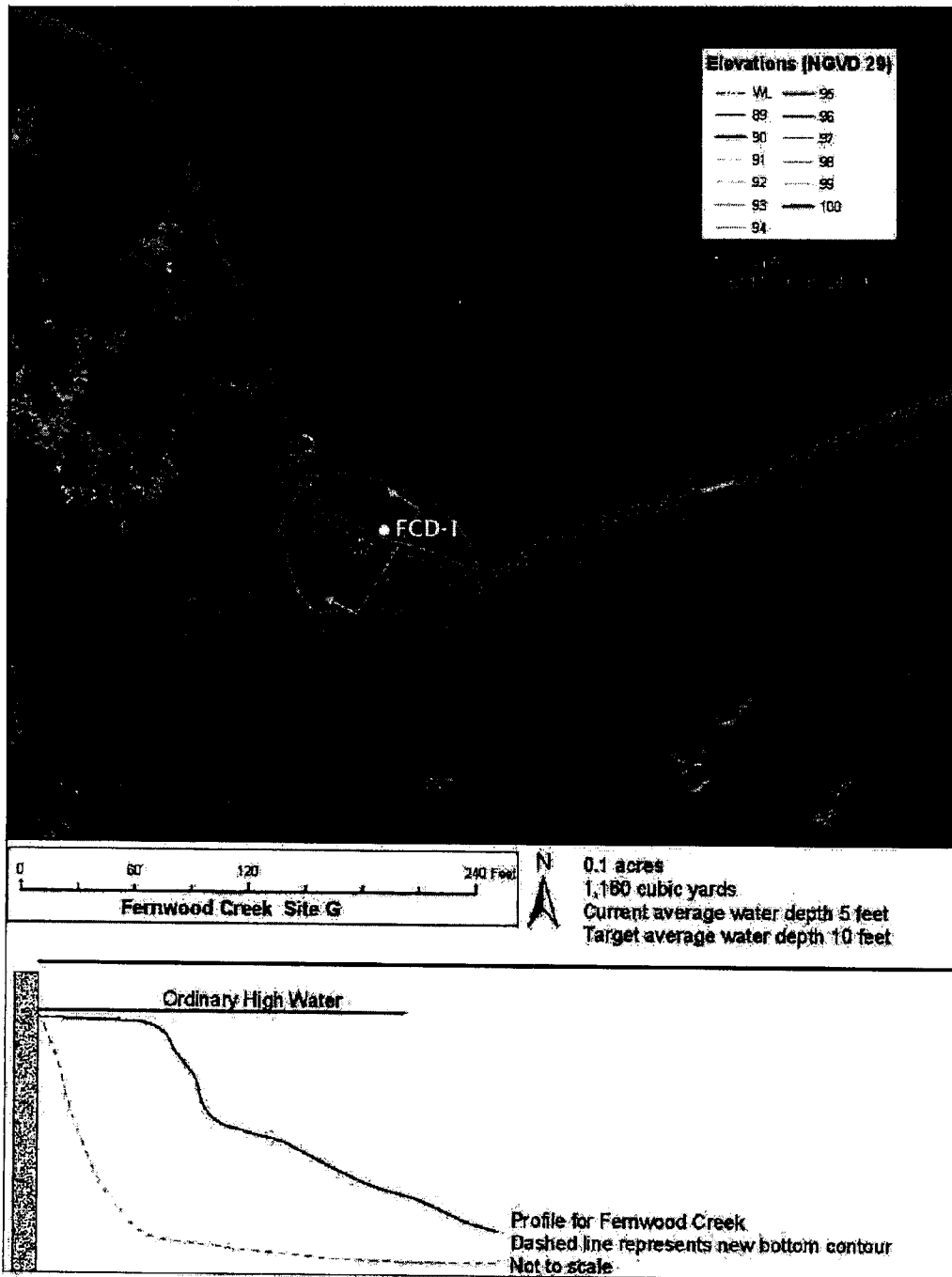
FIGURE 8

DWC Name: BENLOCORP-1-01-F3-14-SP.dwg | Updated By: cjo | Date: 10/16/2007 9:32:35 AM

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Fernwood Creek Delta

(G)



EXPLANATION:

FCD-1 • VIBRACORE SAMPLE LOCATION

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FERNWOOD CREEK DELTA

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OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

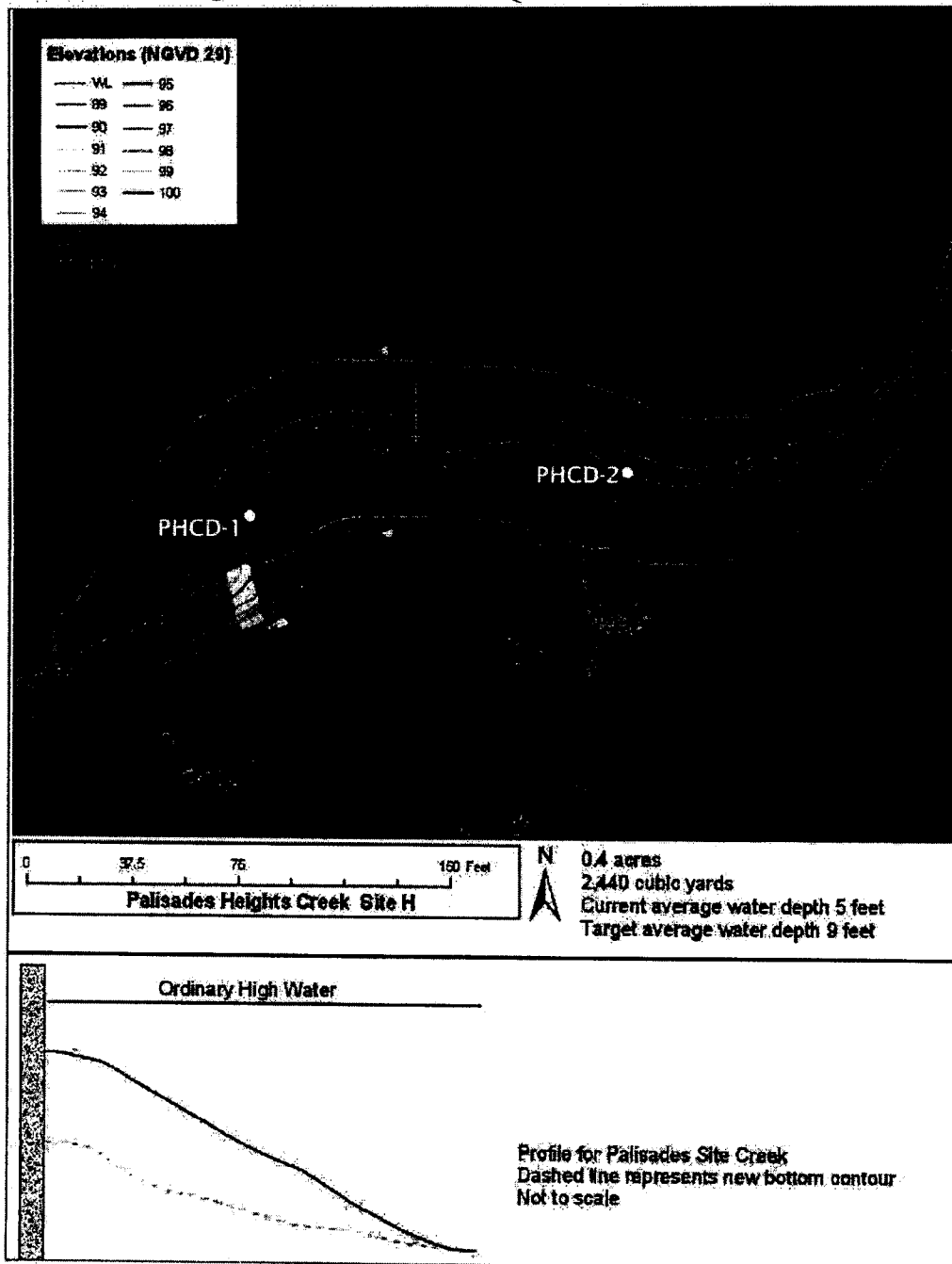
FIGURE 9

DWC Name: BENLOCORP-1-01-F3-14-SP.dwg | Layout: FIGURE 9 | Updated By: Gole | Date: 10/16/2007 9:32:40 AM

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Palisades Heights Creek Delta

(H)



EXPLANATION:

PHCD-1 • VIBRACORE SAMPLE LOCATION

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PALISADES HEIGHTS CREEK DELTA

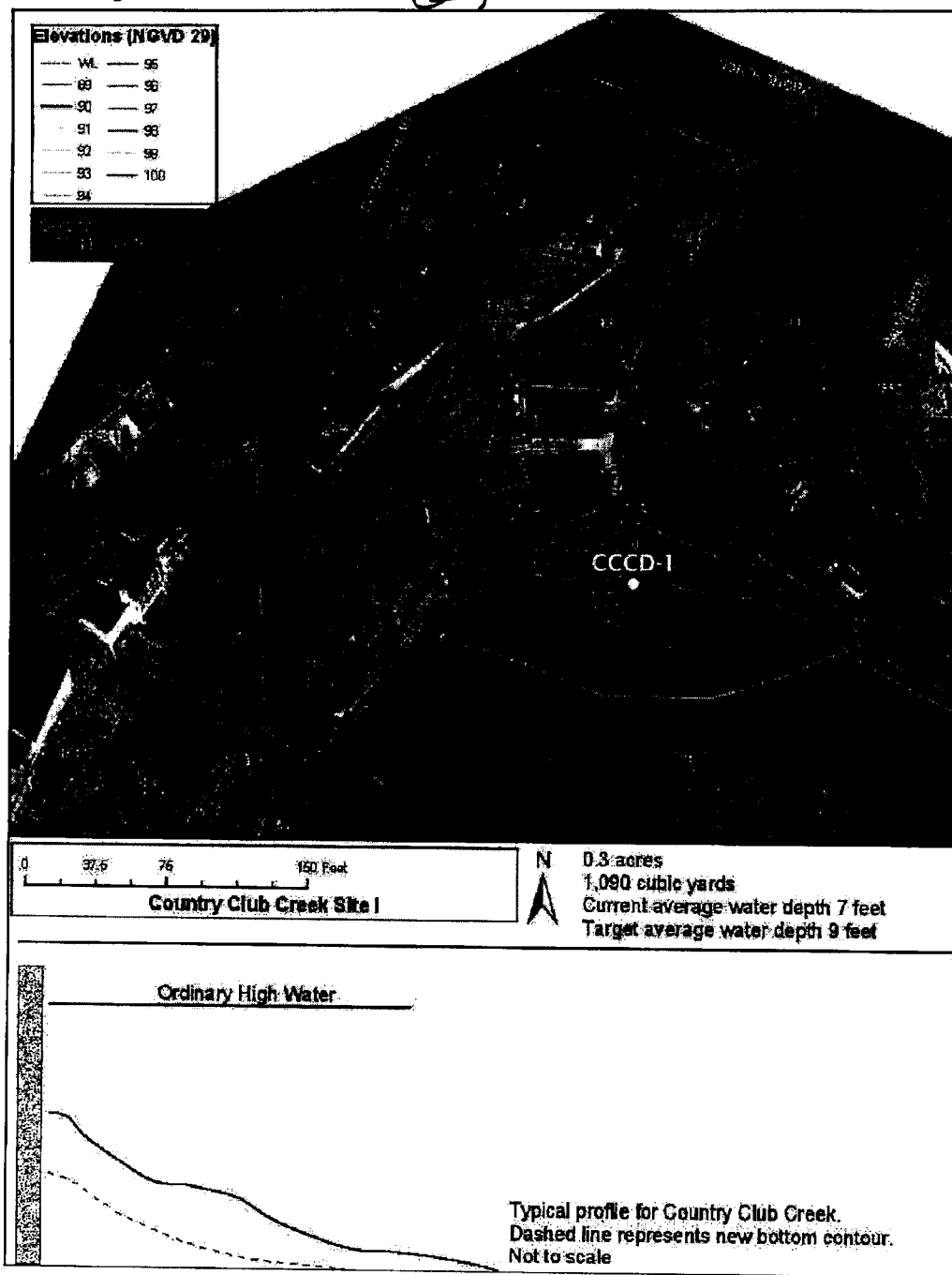
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OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

FIGURE 10

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Country Club Creek Delta (I)



EXPLANATION:

CCCD-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED
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COUNTRY CLUB CREEK DELTA

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OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

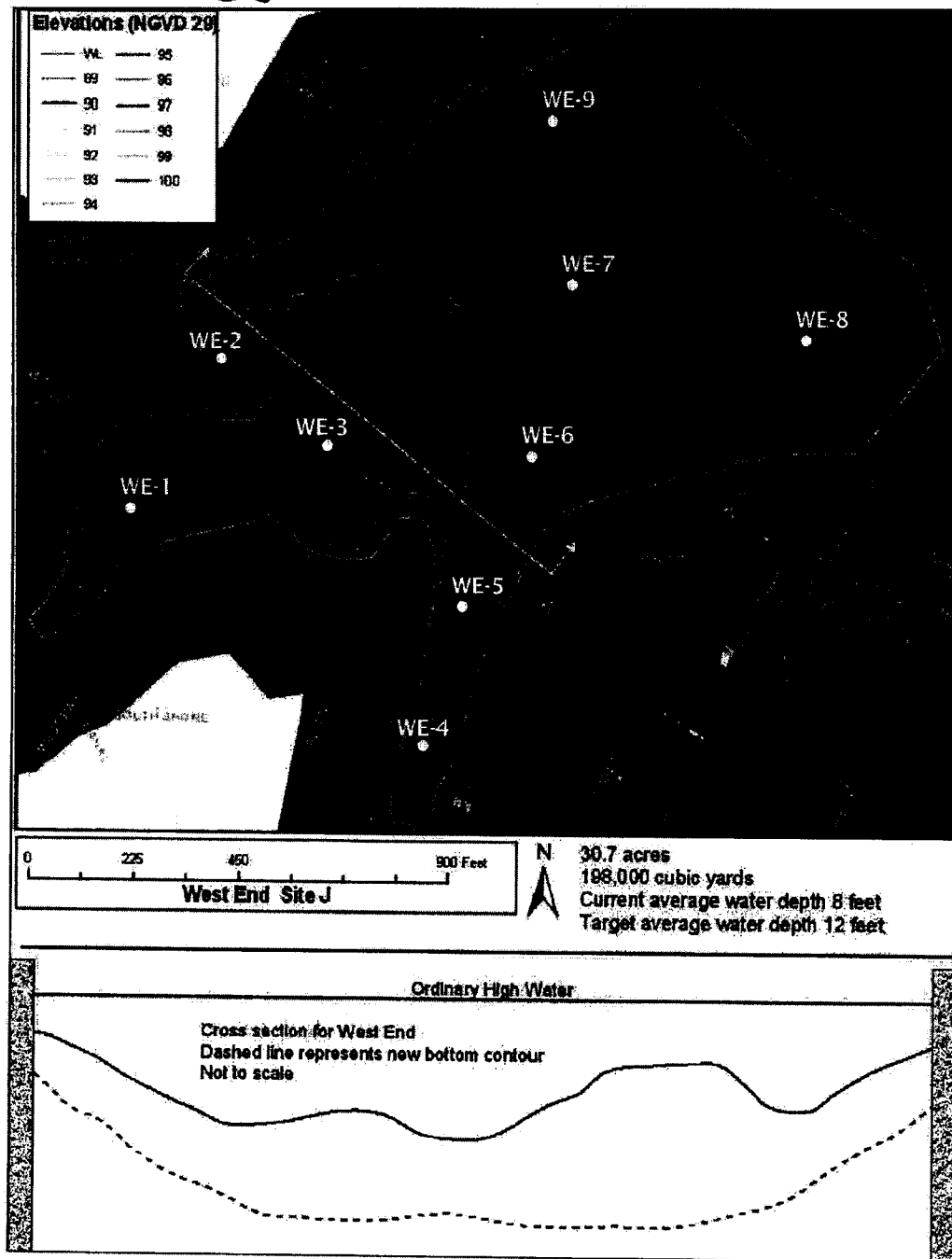
FIGURE 11

DWG Name: BENLOCORP-1-01-F3-1-4-SP.dwg | Layout: FIGURE 11 | Updated By: c.jole | Date: 10/16/2007 9:32:50 AM

NWP-2007-252

West End

(J)



EXPLANATION:

WE-1 • VIBRACORE SAMPLE LOCATION

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WEST END

OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

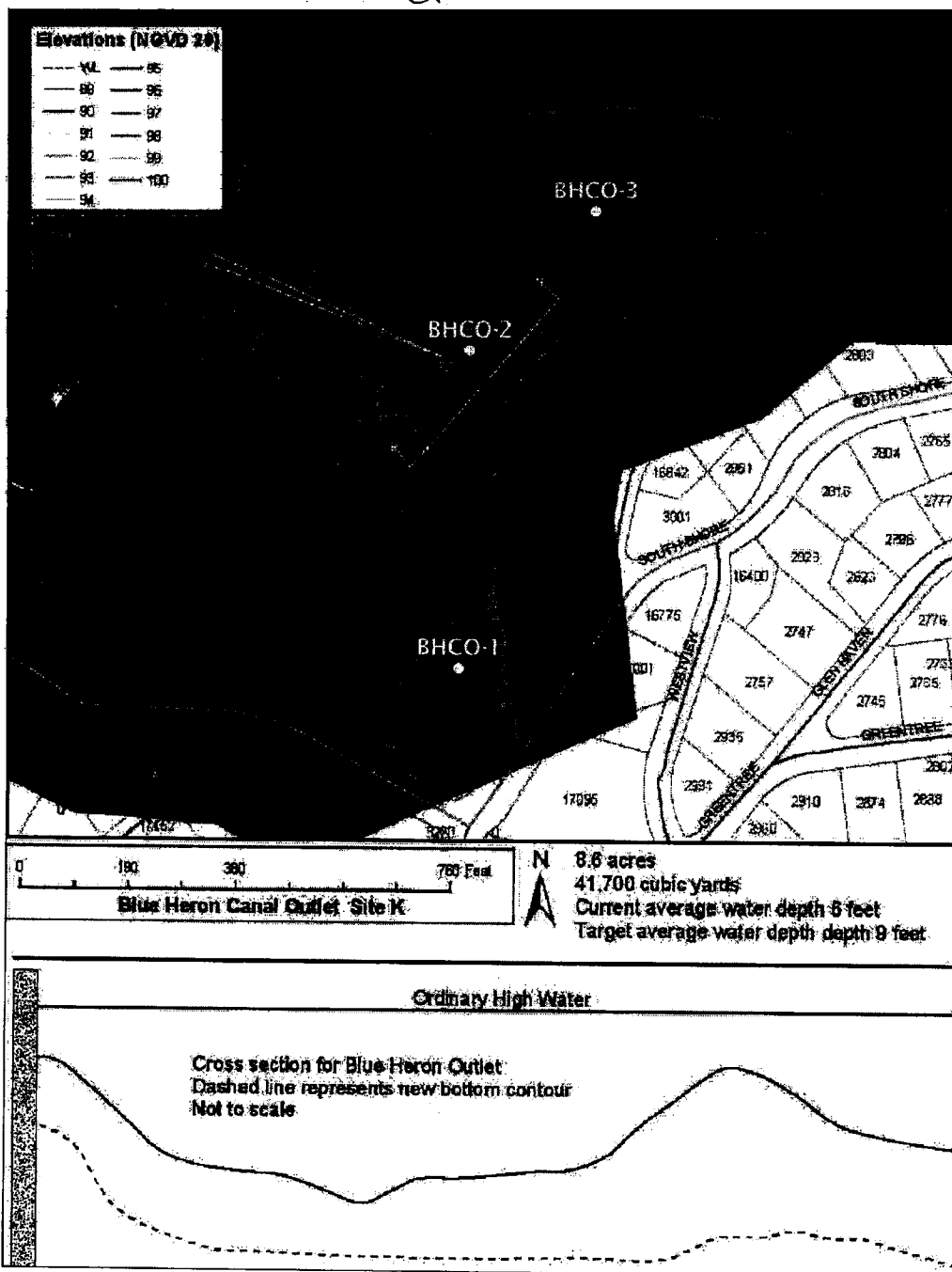
FIGURE 12

DWG Name: BENLOCORP-1-01-F3-14-SP.dwg | Updated By: cjole | Date: 10/16/2007 9:32:56 AM | Layout: FIGURE 12

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Blue Heron Canal Outlet

(K)



EXPLANATION:

BHCO-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED BY LAKE OSWEGO CORPORATION



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BLUE HERON CANAL OUTLET

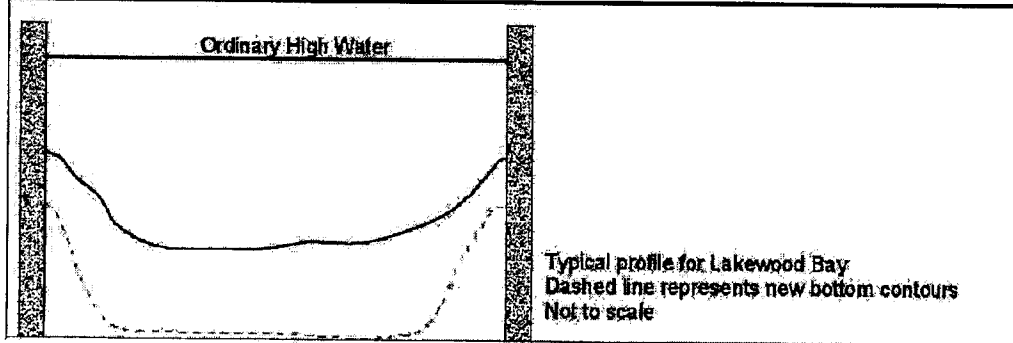
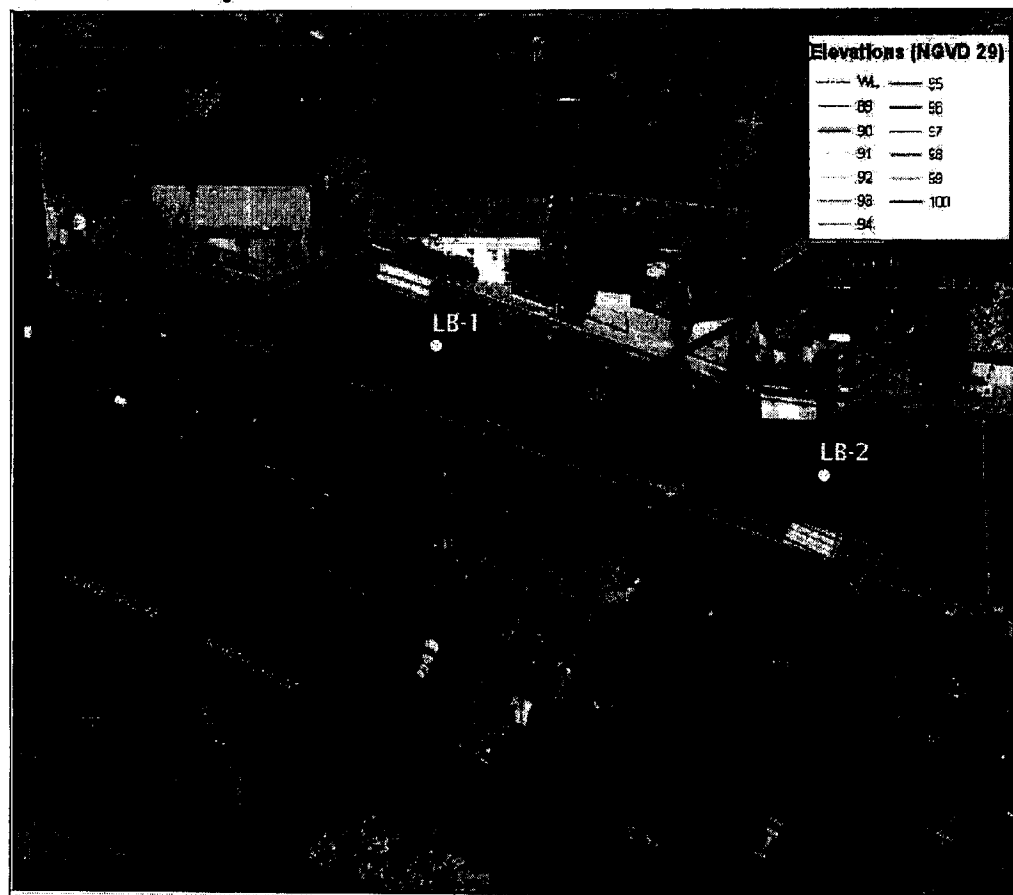
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OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

FIGURE 13

NWP-2007-052

Lakewood Bay (L)



EXPLANATION:

LB-1 • VIBRACORE SAMPLE LOCATION

SITE PLAN BASED ON FIGURE PROVIDED
BY LAKE OSWEGO CORPORATION



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LAKEWOOD BAY

OCTOBER 2007

OSWEGO LAKE DREDGE PROJECT
LAKE OSWEGO, OR

FIGURE 14

Nwp-2007-252

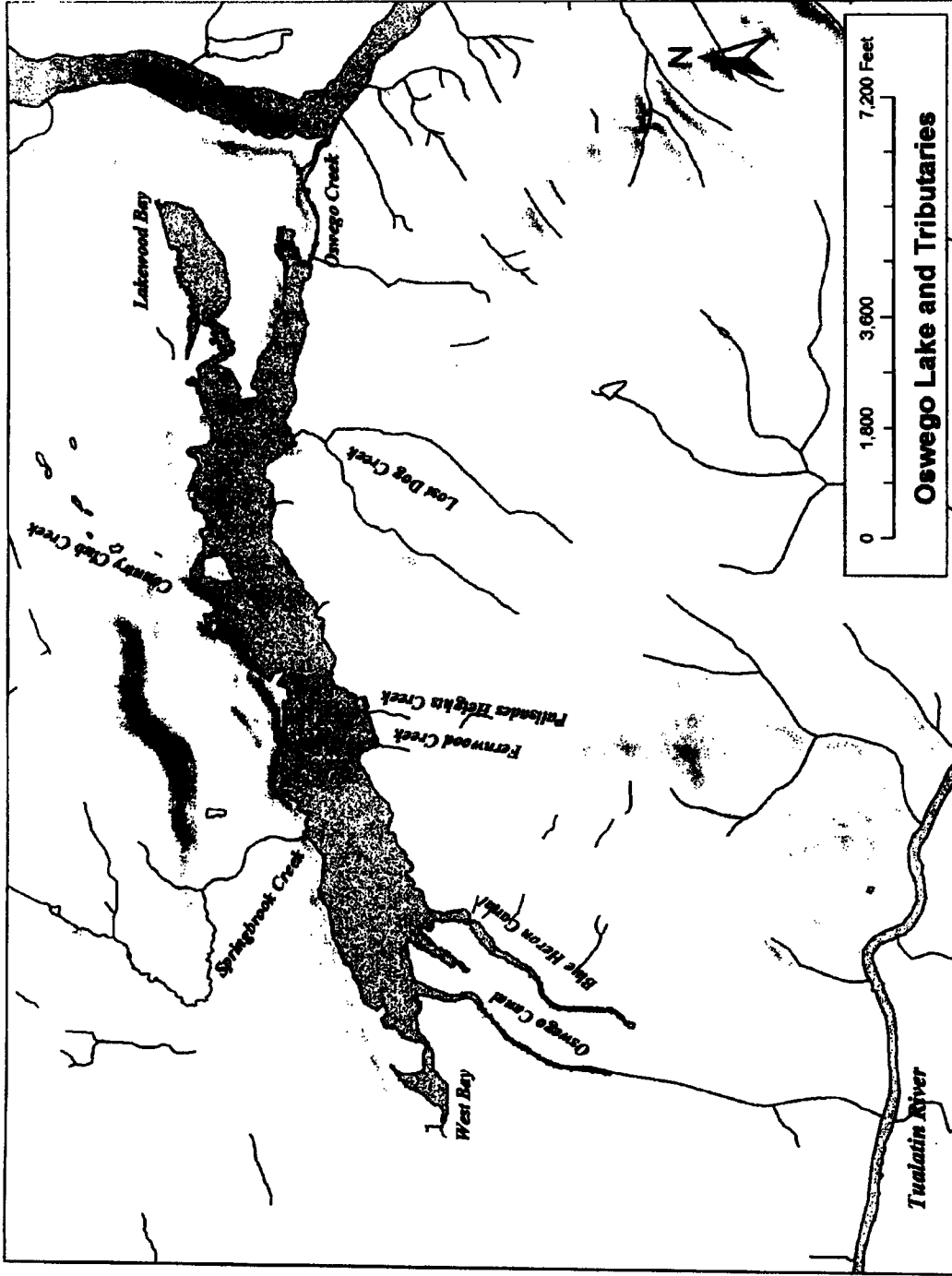


Figure X 15

Oswego Lake and six tributaries flowing into the lake. Oswego Canal, Fernwood Creek, Palisades Heights Creek, and Lost Dog Creek on the south. Springbrook Creek and Country Club Creek on the north.

Nwp-2007-252

PUBLIC NOTICE
Oregon Department of Environmental Quality (DEQ)
Water Quality 401 Certification

Corps of Engineers Action ID Number: NWP-2007-252
Oregon Department of State Lands Number: 38704

Notice Issued: September 2, 2008
Written Comments Due: October 2, 2008

WHO IS THE APPLICANT: Lake Oswego Corporation, P.O. Box 203, Lake Oswego, OR 97034

LOCATION OF CERTIFICATION ACTIVITY: See attached U.S. Army Corps of Engineers public notice

WHAT IS PROPOSED: See attached U.S. Army Corps of Engineers public notice on the proposed project

NEED FOR CERTIFICATION: Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

DESCRIPTION OF DISCHARGES: See attached U.S. Army Corps of Engineers public notice on the proposed project.

WHERE TO FIND DOCUMENTS: Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, 401 Water Quality Certification Coordinator, Northwest Region, 2020 S.W. 4th Avenue, Portland, Oregon 97201-4953.

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Jan Coomler at (503) 229-5087.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-6030 or toll free within Oregon at (800) 452-4011. People with hearing impairments may call DEQ's TTY at (503) 229-6993.

PUBLIC PARTICIPATION:

Public Hearing: Oregon Administrative Rule (OAR) 340-48-0032 (2) states that "The Corps provides public notice of and opportunity to comment on the applications, including the application for certification, provided that the department (DEQ), in its discretion, may provide additional opportunity for public comment, including public hearing."

Written comments:

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on October 2, 2008. Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Water Quality Certification Coordinator, Northwest Region, 2020 S.W. 4th Avenue, Portland, Oregon 97201-4953 or faxed to (503) 229-6957. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to 401publiccomments@deq.state.or.us. Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

WHAT HAPPENS NEXT: DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

ACCESSIBILITY INFORMATION: This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Office of Communications and Outreach at (503) 229-5317 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.